

1
2 **UNITED STATES DISTRICT COURT**

3 **DISTRICT OF NEVADA**

4 Mario Trejo,

5 Plaintiff,

6 v.

7 CCDC, et al.,

8 Defendants.

Case No.: 2:19-cv-342-APG-CWH

ORDER

9 **I. DISCUSSION**

10 On February 28, 2019, this Court denied Plaintiff's application to proceed *in forma*
11 *pauperis* (ECF No. 1) without prejudice because it was incomplete. (ECF No. 4). Specifically,
12 Plaintiff failed to submit an application to proceed *in forma pauperis* on this Court's approved
13 form and failed to attach both an inmate account statement for the past sixth months and a
14 properly executed financial certificate. (*Id.* at 1). The Court sent Plaintiff an approved
15 application to proceed *in forma pauperis* for a prisoner and directed Plaintiff to file a fully
16 complete application and attachments within 30 days. (*Id.* at 2).

17 Instead of filing a fully complete application to proceed *in forma pauperis*, Plaintiff filed
18 motions for temporary restraining order and preliminary injunction. (ECF Nos. 5, 6). In those
19 identical motions, it appears that jail officials have not sent Plaintiff his requested financial
20 attachments. (*See* ECF No. 5 at 2). The Court denies Plaintiff's motions for temporary
21 restraining order and preliminary injunction and instead grants Plaintiff an extension of time to
22 send this Court a completed application to proceed *in forma pauperis* with attachments.
23

1 **II. CONCLUSION**

2 For the foregoing reasons, it is ordered that the motions for temporary restraining order
3 and preliminary injunction (ECF Nos. 5, 6) are denied.

4 It is further ordered that that the Clerk of the Court SHALL SEND Plaintiff the approved
5 form application to proceed *in forma pauperis* by a prisoner, as well as the document entitled
6 information and instructions for filing an *in forma pauperis* application.

7 It is further ordered that within thirty (30) days from the date of this order, Plaintiff shall
8 either: (1) file a fully complete application to proceed *in forma pauperis*, on the correct form
9 with complete financial attachments in compliance with 28 U.S.C. § 1915(a); or (2) pay the full
10 \$400 fee for filing a civil action (which includes the \$350 filing fee and the \$50 administrative
11 fee).

12 It is further ordered that, if Plaintiff does not timely comply with this order, dismissal of
13 this action may result.

14 Dated: April 9, 2019.

15
16 
17 _____
18 ANDREW P. GORDON
19 UNITED STATES DISTRICT JUDGE
20
21
22
23